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COUNSEL FOR ENTITIES AS DESCRIBED IN DKT.

Nos. 2718, 2724

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re:

**HIGHLAND CAPITAL MANAGEMENT,
L.P.,**

Debtor

§
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Case No. 19-34054-sgj11

Chapter 11

EXHIBIT AND WITNESS LIST

The entities referenced as objectors in Dkt. Nos. 2718 and 2724 (the “Charitable Entity Objections”), with full reservations of rights as described in the Charitable Entity Objections, submit the following witness and exhibit list with respect to the *Official Committee of Unsecured Creditors and the Litigation Advisor for Entry of an Order Authorizing the Examination of Rule 2004 Parties pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure* (Dkt. No. 2620) (the “Rule 2004 Motion”) set for hearing at Thursday, August 19, 2021 at 9:30 a.m. (Central Time) (the “Hearing”) in the above-styled bankruptcy case (the “Bankruptcy Case”) and specifically reserve the right to supplement the following at any time before the Hearing.

A. Witnesses who may called to testify:

1. Any witness identified by or called by any other party;
2. Any witness needed for authentication of documents; and
3. Any witness for impeachment or rebuttal.

B. Exhibits that may be introduced:

Exhibit	Description	Offered	Admitted
1.	Declaration of Mark Patrick		
2.	Declaration of Louis M. Phillips		
3.	Second Amended and Restated Service Agreement, Dated January 1, 2017 between Highland Capital Management, L.P., and Charitable DAF Fund, L.P., Charitable DAF GP, LLC		
4.	Second Amended and Restated Investment Advisory Agreement, Dated January 1, 2017 between Highland Capital Management, L.P. and Charitable DAF Fund, L.P., and Charitable DAG GP, LLC		
5.	November 30, 2020 Termination Letter Investment Advisory Agreement		
6.	November 30, 2020 Termination Letter Service Agreement		

Exhibit	Description	Offered	Admitted
7.	Shared Resources Agreement effective as of March 1, 2021 by and amongst Highland Capital Management, L.P. and NexPoint Parties and First Amendment Thereto		
8.	The Official Committee of Unsecured Creditors' Expedited Requests for Production of Documents to Highland 20-03190-sgj, Dkt. No. 80-29		
9.	The Official Committee of Unsecured Creditors' Second Requests for Production of Documents 20-03190-sgj, Dkt. No. 80-30		
10.	The Official Committee of Unsecured Creditors' Third Requests for Production of Documents 20-03190-sgj, Dkt. No. 80-31		
11.	The Official Committee of Unsecured Creditors' Fourth Requests for Production of Documents 20-03190-sgj, Dkt. No. 80-32		
12.	The Official Committee of Unsecured Creditors' First Requests for Production of Documents to CLO HoldCo, Ltd.		
13.	Responses and Objections to the Official Committee of Unsecured Creditors' First Requests for Production of Documents to CLO HoldCo, Ltd. And email transmitting service thereof		
14.	July 29, 2020 Email Correspondence from the Debtor to CLO HoldCo counsel regarding production to the Debtor		
15.	Final Term Sheet Dkt. No. 354-1		
16.	The Official Committee of Unsecured Creditors' Emergency Motion to Compel Production by the Debtor Dkt. No. 808		
17.	The Debtor's Motion for Protective Order Dkt. No. 810		

Exhibit	Description	Offered	Admitted
18.	J. Morris Declaration in Support of the Debtor's Motion for Protective Order (including all exhibits thereto) Dkt. No. 811		
19.	The Official Committee of Unsecured Creditors' Motion for Expedited Consideration of its Motion to Compel Dkt. No. 814		
20.	Debtor's Objection to Motion to Compel Dkt. No. 845		
21.	The Official Committee of Unsecured Creditors' Objection to Motion for Protective Order Dkt. No. 839		
22.	J. Morris Declaration in support of Debtor's Objection to Motion to Compel (and all exhibits thereto) Dkt. No. 848		
23.	Official Committee of Unsecured Creditors' Omnibus Response Dkt. No. 872		
24.	Transcript of Hearing on July 21, 2020 Dkt. No. 864		
25.	August 11, 2020 Order on Motion for Clarification Dkt. No. 935		
26.	July 13, 2020 Registry Order Dkt. No. 825		
27.	Complaint 20-03195, Dkt. No. 6		
28.	Motion for Preliminary Injunction 20-03195, Dkt. No. 7		
29.	Disclosures Order Dkt. No. 2460		

Exhibit	Description	Offered	Admitted
30.	Charitable Entity Response to Disclosures Order (and Exhibits thereto) Dkt. No. 2547		
31.	The Debtor's Fifth Amended Plan of Reorganization of Highland Capital Management Dkt. No. 1808		
32.	Notice of Effective Date Dkt. No. 2700		
33.	Excerpts from March 27, 2018 Transcript of Hearing in Case No. 17-31432-sgj, Dkt. No. 1268		
34.	Quarterly Fee Statements from FTI Consulting Dkt. Nos. 570, 883, 1244, 1655, 2221, 2611		
35.	Quarterly Fee Statements from Sidley Austin Dkt. Nos. 569, 831, 1296, 1853, 2240, 2585		
36.	Excerpts from Fee Statements		
37.	Dallas Morning News Article on Mary Jalonick		
38.	Any document entered or filed in the Bankruptcy Case, including any exhibits thereto		
39.	All exhibits necessary for impeachment and/or rebuttal purposes		
40.	All exhibits identified by or offered by any other party at the Hearing		

Respectfully submitted,

KELLY HART PITRE

/s/ Louis M. Phillips

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